

Message Text

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ACTION EB-07

INFO OCT-01 CIAE-00 COME-00 DODE-00 NRC-05 NSAE-00 USIA-06

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FM USMISSION OECD PARIS

TO SECSTATE WASH DC 1483

C O N F I D E N T I A L OECD PARIS 10537

EXCON

E.O. 11652: XGDS1

TAGS: ESTC, COCOM

SUBJECT: EXPORT OF RECONDITIONED EQUIPMENT

REF: STATE 85233

1. IN SHORT MEETING APRIL 9 ATTENDED ONLY BY DUTCH, UK, AND US DELS AND FRENCH EXPERT, US DEL MADE STATEMENT BASED ON PARAGRAPHS L AND 2 OF REFTEL.
2. UK DEL STATED HE COULD ACCEPT FIRST HALF OF US PROPOSAL AS AMENDED, BUT RE-ITERATED THAT REPORTING WAS UNACCEPTABLE. WITHOUT REPORTING, HE ARGUED, THE PROPOSAL WAS CONSISTENT WITH THE TWO CRITERIA UNDERLYING PARAGRAPH 9 OF THE EXCEPTIONS PROCEDURES: TO RETAIN CONTROL OF THE SUPPLY OF SPARE PARTS, AND NOT TO IMPROVE THE INITIAL PERFORMANCE OF THE EQUIPMENT. HE STRONGLY REJECTED THE ARGUMENT THAT, WITHOUT REPORTING, EQUIPMENT BEING RECONDITIONED COULD BE REPLACED BY ANOTHER PC. LATTER WOULD HAVE TO SUBMIT AN EXCEPTION REQUEST TO COCOM, AND PC WHERE RECONDITIONING WAS BEING PERFORMED WOULD INFORM THE COMMITTEE THAT THERE WAS NO NEED FOR THE REPLACEMENT. HENCE, THERE WOULD BE L00 PERCENT CONTROL WITHOUT REPORTING.
3. NETHERLANDS DEL ENDORSED UK ARGUMENTS. FRENCH EX-

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PERT EXPRESSED NO VIEWS.

4. FURTHER DISCUSSION WILL TAKE PLACE MAY 4. SINCE ISSUE CONTEMPLATED PARAGRAPH 3 REFTEL WAS NOT POSED IN ABSENCE OF OTHER MEMBERS, THERE WAS NO OCCASION FOR US DEL TO MAKE STATEMENTS SET FORTH THEREIN. THE ISSUE WILL ALMOST CERTAINLY ARISE ON MAY 4, AND IT APPEARS HIGHLY LIKELY THAT OTHER MEMBERS WILL SHARE THE UK VIEW UNLESS WE CAN SUPPLY MORE CONVINCING ARGUMENTS THAN THOSE WE HAVE SO FAR ADVANCED.

5. ACTION REQUESTED: IN PREPARATION FOR MAY 4 DISCUSSION, DEL WOULD APPRECIATE FURTHER GUIDANCE, PARTICULARLY ON FOLLOWING POINTS:

(A) BRITISH CLAIM THAT AUTHORITIES OF RECONDITIONING COUNTRY WOULD BE ABLE TO ALERT COMMITTEE IN CASE EXCEPTION REQUEST WERE PRESENTED FOR REPLACEMENT EQUIPMENT BY ANOTHER PC;

(B) FRENCH REFERENCE, IN APRIL 6 DISCUSSION, TO US-SUPPLIED INS ON BOEING AIRCRAFT TO ROMANIA, COCOM DOC. (76) 535. FRENCH DEL SAID HE DOUBTED WE WOULD NOTIFY COMMITTEE WHENEVER SUCH EQUIPMENT WAS RETURNED TO THE US FOR RECONDITIONING. US DEL SAID WE WOULD. DEL ASSUMES SUCH A TRANSACTION WOULD BE GOVERNED BY PARAGRAPH 9D OF EXCEPTION PROCEDURES BUT WOULD LIKE CONFIRMATION AND, IN ANY EVENT, STATEMENT OF MANNER IN WHICH WE WOULD REPORT THE TRANSACTION TO THE COMMITTEE.
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